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BEFORE THE ARIZONA CORPORATION COMMISSION

DOCKETED

MAY 04 2001

DOCKETED BY

*Sd*

WILLIAM A. MUNDELL  
CHAIRMAN  
JIM IRVIN  
COMMISSIONER  
MARC SPITZER  
COMMISSIONER

IN THE MATTER OF THE APPLICATION OF  
MEGSINET-CLEC, INC. FOR CANCELLATION  
OF ITS CERTIFICATE OF CONVENIENCE AND  
NECESSITY TO PROVIDE COMPETITIVE  
RESOLD INTEREXCHANGE  
TELECOMMUNICATIONS SERVICES

DOCKET NO. T-03603A-00-0565

DECISION NO. 63630

ORDER

Open Meeting  
May 1 and 2, 2001  
Phoenix, Arizona

**BY THE COMMISSION:**

Having considered the entire record herein and being fully advised in the premises, the Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

**FINDINGS OF FACT**

1. MegsINET-CLEC, Inc. ("MegsINET" or "Applicant") has a Certificate of Convenience and Necessity ("Certificate") to provide competitive resold interexchange telecommunications services in the State of Arizona pursuant to Decision No. 61231 (November 23, 1998).

2. On August 1, 2000, MegsINET filed with the Commission an application requesting cancellation of the Certificate.

3. As part of its application, MegsINET stated that it has never had any customers, and has never provided telecommunications services in Arizona.

4. Pursuant to Commission rules, the Commission may grant the application without a hearing.

5. On March 27, 2001, the Commission's Utilities Division Staff ("Staff") filed a Staff Report recommending approval of MegsINET's application for cancellation of its Certificate of Convenience and Necessity without a hearing.

6. The Staff Report indicates that MegsINET never provided service in Arizona and did

1. Applicant is a public service corporation within the meaning of Article XV of the Arizona Constitution and A.R.S. §§ 40-281 and 40-282.

2. The Commission has jurisdiction over Applicant and the subject matter of the application.

3. The cancellation of Applicant's Certificate is in the public interest.

4. Staff's recommendation in Findings of Fact No. 5 is reasonable and should be adopted.

IT IS THEREFORE ORDERED that the application of MegsINET-CLEC, Inc. for the cancellation of the Certificate of Convenience and Necessity to provide competitive resold interexchange telecommunications services shall be, and the same is hereby approved.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

*William A. Mulder* *James H. Swire* *Ken P.*  
CHAIRMAN COMMISSIONER COMMISSIONER

IN WITNESS WHEREOF, I, BRIAN C. McNEIL, Executive Secretary of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this 4th day of May, 2001.

BRIAN C. McNEIL  
EXECUTIVE SECRETARY

DISSENT  
LAF:dap

SERVICE LIST FOR:

MEGSINET-CLEC, INC.

DOCKET NO.:

T-03603A-00-0565

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